

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

PETE SOLOTRUK,	:	
	:	
Plaintiff,	:	NO. 21-CV-382
	:	
v.	:	JUDGE ROBRENO
	:	
ROAD SCHOLAR TRANSPORT,	:	MAGISTRATE JUDGE RICE
	:	
Defendant.	:	ELECTRONICALLY FILED

MOTION OF DEFENDANT ROAD SCHOLAR TRANSPORT, INC.
TO STRIKE AND ALTERNATIVELY TO DISMISS
SECOND AMENDED COMPLAINT

For the reasons set forth in the accompanying memorandum of law,
Defendant Road Scholar Transport, Inc., by and through its undersigned counsel,
hereby moves to strike, and alternatively, to dismiss Plaintiffs' Second Amended
Complaint.

Respectfully submitted,

/s/ John B. Dempsey

John B. Dempsey (PA ID 88017)

jdempsey@mbklaw.com

Myers, Brier & Kelly, LLP
425 Spruce Street, Suite 200
Scranton, PA 18503
(570) 342-6100

Attorney for Defendant
Road Scholar Transport, Inc.

Date: June 28, 2021

CERTIFICATE OF NONCONCURRENCE

I, John B. Dempsey, hereby certify that I sought the concurrence of counsel for Plaintiff, Mark R. Natale, Esquire, in this motion. Mr. Natale does not concur in this motion.

/s/ John B. Dempsey
John B. Dempsey

Dated: June 28, 2021

CERTIFICATE OF SERVICE

I, John B. Dempsey, hereby certify that a true and correct copy of the foregoing Motion to Strike and to Dismiss was served upon the following counsel of record via the Court's ECF system on this 28th day of June 2021:

Mark R. Natale, Esquire
Malamut & Associates
457 Haddenfield Road, Suite 500
Cherry Hill, NJ 08002

/s/ John B. Dempsey
John B. Dempsey